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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/823,404	04/13/2004	Christopher J. Nagel	2751.2001 US7	3242
38473	7590	02/23/2010	EXAMINER	
ELMORE PATENT LAW GROUP, PC			KOPEC, MARK T	
515 Groton Road			ART UNIT	PAPER NUMBER
Unit 1R			1796	
Westford, MA 01886				
			MAIL DATE	DELIVERY MODE
			02/23/2010	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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Serial No. : 10/823,404  
Applicant : NAGEL  
Filing Date : 04/13/2004  
Date of Notice : 02/23/2010

## NOTICE TO FILE CORRECTED APPLICATION PAPERS

### *Notice of Allowance Mailed*

This application has been accorded an Allowance Date and is being prepared for issuance. The application, however, is incomplete for the reasons below.

Applicant is given 2 months from the date of this Notice within which to correct the informalities indicated below. If the informality pertains to the abstract, specification (including claims) or drawings, the informality must be corrected with an amendment in compliance with 37 CFR 1.121 (or, if the application is a reissue application, 37 CFR 1.173). Such an amendment may be filed after payment of the issue fee if limited to correction of informalities noted herein. See Waiver of 37 CFR 1.312 for Documents Required by the Office of Patent Publication, 1280 Off. Gaz. Patent Office 918 (March 23, 2004). In addition, if the informality is not corrected until after payment of the issue fee, for purposes of 35 U.S.C. 154(b)(1)(iv), "all outstanding requirements" will be considered to have been satisfied when the informality has been corrected. A failure to reply will result in the application being ABANDONED. **This period for reply is NOT extendable under 37 CFR 1.136(a).**

See attachment.

*A copy of this notice **MUST** be returned with the reply. Please address response to  
"Mail Stop Issue Fee, Commissioner for Patents,  
P.O. Box 1450, Alexandria, VA 22313-1450".*

*Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.*

/Diane Terry/  
Diane Terry  
Office of Data Management  
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Application No. 10823404 Drawings filed 7-28-2004

## IDENTIFICATION OF DRAWING DEFICIENCIES

- The character of the lines, numbers, and letters is poor. FIG(s) \_\_\_\_\_
- There is a hole or the image thereof within the illustration. FIG(s) \_\_\_\_\_
- An ink stamp or the image thereof obscures part of the illustration. FIG(s) \_\_\_\_\_
- The illustration is penetrated or traversed by a solid or broken line that is not intended to be part of the drawing, such as a dark line caused by a flaw in the copying process. FIG(s) \_\_\_\_\_
- The drawing is marred by black smudges, obliterations, or fax/copier marks (for example, speckles or dots in a substantial portion of the drawing). FIG(s) \_\_\_\_\_
- Figure numbers are duplicated or missing. FIG(s) \_\_\_\_\_
- Drawing sheet or figure is missing. FIG(s) 28B
- Numbers, letters, or reference characters in the drawing have been crossed out or are illegibly handwritten. FIG(s) \_\_\_\_\_
- The drawing's background shows that the original drawing was made on graph paper or other paper with a pattern or decoration. FIG(s) \_\_\_\_\_
- The FIG. number label is placed in a location that causes the drawing to be read upside down. FIG(s) \_\_\_\_\_
- Data, a reference number, or part of the drawing is truncated or missing, or a lead line has no reference number. FIG(s) \_\_\_\_\_
- The drawing is continued onto a second page (or more) without proper labeling under 37 CFR 1.84(u)(1). FIG(s) \_\_\_\_\_
- The drawing and/or the FIG. label contain(s) foreign language. FIG(s) \_\_\_\_\_
- Color drawings are present in this application but the following 37 CFR 1.84(a) requirements have not been met\*:
  - Petition explaining why color drawings are necessary
  - Petition fee set forth in § 1.17(h)
  - Three (3) sets of color drawings
  - Color drawing paragraph in specification

\*If color drawings are not elected, then applicant **must respond** so stating. Also, references to color drawings in the specification, if any, must be amended.

### COMMENTS:

In the DRAWINGS

--- FIGURE 28B: Not included in the applicants' reply to the Notice to File Missing Parts of Application - PEFR\_07/28/2004.

Please provide a copy. Thanks.